IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 6104 of 2005

Between:

S. Gopanna S/o. Kistaiah,
Roads and Buildings Department, Mahabubnagar, Mahabubnagar District,
R/o. 2-55/2, Mahabubnagar.

..... PETITIONER

AND

1 The Superintending Engineer, R & B Circle, Balkampet, Hyderabad.
2 The Executive Engineer, R & B Division, Mahabubnagar,
3 The Government of A.P. Rep. by its Secretary, Transport, R & B Department, Secretariat, Hyderabgad-22.
4 The Government of A.P. Rep. by its Secretary, Finance and Planning Department, Secretariat, Hyderabgad-22.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or order more in the nature of writ of Certiorari calling for the records relating to Memo bearing No. EC.3/Suits/97/2004-2005 dt. 4-9-2004 of 2nd respondent and consequential orders passed in O.A.No. 619/2005 dt. 4-3-2005 on the file of A.P. Administrative Tribunal, Hyderabad and quash the same with all consequential benefits and consequently direct the respondents to regularise the petitioner services as Work Inspector by reinstating him into service as per G.O.Ms.No.212 dt. 22-4-1994 and further declare the impugned proceedings of the 2nd respondent bearing Memo No. EC.3/Suits/97, 2004-2005, dt. 4-9-2004 as

illegal, arbitrary, discriminatory being violative of Article 14 and 16 of Constitution of India and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.B.RANGANADH RAO

Counsel for the Respondents: GP FOR ROADS & BUILDINGS

The Court made the following:

ORAL ORDER:- (PER GB,J)

In view of the orders passed in W.P.No.24526 of 2000, dated 08.04.2005, no further orders are necessary in this Writ Petition, and the order of the Labour Court is set aside and remitted for fresh consideration.

2. Accordingly, the Writ Petition is disposed of. No costs.

3. However, we direct the Labour Court to pass appropriate orders after hearing the parties concerned should within a period of six weeks from the date of receipt of a copy of this order.

G. BIKSHAPATHY, J

P.S. NARAYANA, J

Date: 08.04.2005

ES

To

1 The Superintending Engineer, R & B Circle, Balkampet, Hyderabad.
2 The Executive Engineer, R & B Division, Mahabubnagar,
3 The Secretary, Government of A.P., Transport, R&B Department, Secretariat, Hyderabgad-22.
4 The Secretary, Government of A.P., Finance and Planning Department, Secretariat, Hyderabgad-22.

5 2 CCs to the GP for Roads and Buildings, High Court buildings, Hyderabad (OUT)

6 2 CD copies